

Minutes of the Water Pollution Control Board
IDNR Reclamation Division Center
RR 2 Box 129 Hwy 48
Jasonville, Indiana
Wednesday, December 13, 2006

1. CALL TO ORDER

The meeting was called to order at 1:35 p.m. by Chairperson Gary Powdrill. A quorum was present.

Members present: Gary Powdrill (Chairperson); Ken Hedge; Ted Alexander; Dave Wagner; Lee Botts; Jim Flannery; Mark Legan; Chad Frahm (proxy for Lt. Gov. Becky Skillman); Howard Cundiff (proxy for Dr. Judith A. Monroe, IDOH); Jim Ray (proxy for Robert E. Carter, IDNR); and Pam Fisher (proxy for Michael S. Maurer, Sec. of Commerce); Deborah Albright (board counsel).

Present for IDEM: Thomas Easterly, IDEM Commissioner; Bruno Pigott, Assistant Commissioner, Office of Water Quality (OWQ); Martha Clark Mettler, Deputy Assistant Commissioner, OWQ; and Jody Arthur, NonPoint Source (NPS)/Total Maximum Daily Loads (TMDL) Section, OWQ.

2. ANNOUNCEMENTS

Chairperson Powdrill had the board members introduce themselves and announce their affiliations.

3. APPROVAL OF MINUTES

A motion was made and seconded to approve the October 11, 2006, WPCB minutes. The WPCB minutes were unanimously approved.

4. REPORTS

Title V Permit Fees – Commissioner Easterly introduced the increase in Title V permit fees to the cost of protecting the environment. Mr. Pigott and Ms. Mettler discussed possible legislative change to permit fees. It was reported that currently there were fees for NPDES, storm water program, and operator certification program; however, there were no fees for wetlands program. Drinking water fees will come to the water board, but the remaining water programs will be set in legislation. Commissioner Easterly said that if fees were not increased, programs would still exist, however, progress would be slower.

Related Rulemakings – *E.coli* workgroup is working on issues relating to the 235 limit within current methodology. Combined Sewer Overflows (CSO) workgroup met on Dec. 12, 2006 to discuss EPA's comments. It was noted that there were 105 CSO communities, but small communities were not willingly to do used attainability analysis (UAA) and get subcategory use designation. Chairman Powdrill said that this reduced the potentially 105 separate rulemakings to 82. A general workgroup met to discuss various wet weather issues.

IDEM Budget – Commissioner Easterly offered to give budget presentation to the water board for the March 2007 meeting. Mark Legan asked for a synopsis before the next meeting.

Board Member Announcement - Chad Frahm would be leaving Indiana to take a new position in the state of Illinois.

Ms. Jody Arthur gave a PowerPoint presentation about “Trends in Designated Use Support of Indiana’s Rivers and Streams and Implementation of Indiana’s 303(d) List of Impaired Waters.”

5. RULE ACTION

#06-181 (WPCB) Site Specific Cadmium Criteria for West Fork of the White River

Chairperson Powdrill opened the public hearing for consideration of final adoption concerning amendments to rules and new rules for Site Specific Cadmium Criteria for West Fork of the White River.

Mr. Pigott spoke for the agency.

Having no commenters, the public hearing concluded. There was a brief board discussion. The board voted unanimously to final adopt the proposed rules as amended.

6. PRESENTATIONS

Ms. Mettler presented a 2005 – 2007 Environmental Performance Partnership Agreement (EnPPA) report.

Ms. Alicia Bever, former IDEM intern, gave a wetland mitigation compliance report.

7. ADJOURNMENT

Chairperson Powdrill adjourned the WPCB meeting at 3:46 p.m. The board thanked Chad Frahm for his service on the WPCB.

The next WPCB meeting is scheduled for Wednesday, February 14, 2007, at Indiana Government Center South, Conference Room A at 1:30 p.m. E.S.T.

CHAIRPERSON

These minutes were derived from Office of Water Quality Rules Section staff notes; however, this meeting was recorded by a court reporter. A typewritten transcript of the entire meeting is on file in the Office of Water Quality, Indiana Department of Environmental Management.